

SIMTEK6327

IN THE UNITED STATES PATENT OFFICE

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OFFICE OF PETITIONS

In re Application of
Tatsuya Anna

App. No.: 10/063148
Filed: March 26, 2002
Conf. No.: 2722
Title: ROTOR FOR A PERMANENT
MAGNET TYPE GENERATOR
Examiner: H. Nguyen
Art Unit: 2834
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence and all
marked attachments are being deposited with
the United States Patent Office via fax to
(703) 872-9139 on:


December 6, 2003


Ernest A. Beutler
Reg. No. 19901PETITION TO REVIVE UNDER 37 CFR 1.17(m)

Dear Sir:

It is believed that this case may be considered abandoned in light of the failure of the undersigned to file a notice of appeal by the final due date of December 4, 2003 for response to the Final Rejection, dated June 4, 2003. A timely amendment after final was filed timely via fax on September 3, 2003, and the undersigned has been tracking the prosecution periodically, but the PAIR records still do not show its receipt. Although it is believed that that amendment, if entered would place the case in condition for allowance, it is understood by the undersigned that the statutory period can not be extended. However due to relocating his Office at the critical time the date was missed and this was unintentional as applicant has always intended to prosecute this case to allowance. It is also most respectfully submitted that a timely response to the proposed amendment should have been made by the Examiner and that the fee should be waived or at least reduced. In any event, a credit card authorization for the full fee and Notice of Appeal and the associated fee is also attached.

Respectfully submitted:


Ernest A. Beutler
Reg. No. 19901

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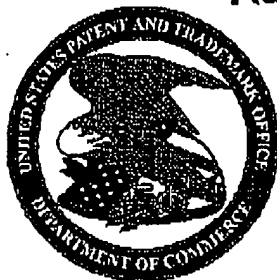
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SYSTEM631

IN THE UNITED STATES PATENT OFFICE

In re Application of
Tatiana Anna

App. No.: 10/063148
Filed: March 16, 2002
Conf. No.: 2732
Title: METHOD FOR A PERMANENT
MAGNET TYPE GENERATOR

Examiner: H. Nguyen
Art Unit: 2834
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Notice to Applicant: Please notify the USPTO of any change in the name of the inventor or applicant within 30 days of the date of the notice. (37 CFR 1.49)

December 8, 2003

Ernie A. Butler
Reg. No. 19901

NOTICE OF APPEAL

Dear Sir:

An amendment after final was filed timely via fax on September 7, 2003, but the PAIR records will not show its receipt. Although it is believed that that amendment, if entered would place the case in condition for allowance, since the statutory period has passed, please consider this an Appeal of the grounds of Final Rejection made on June 4, 2003 in support of the accompanying Petition to Revoke. A deposit amount authorization for the appeal fee is attached.

Respectfully submitted:

Ernie A. Butler
Reg. No. 19901

Phone (949) 721-1182
Pacific Time

Page 1 of 1 (Page 1 of 1) (Page 1 of 1) (Page 1 of 1) (Page 1 of 1) (Page 1 of 1) (Page 1 of 1) (Page 1 of 1) (Page 1 of 1) (Page 1 of 1) (Page 1 of 1)